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6 UNITED STATES DISTRICT COURT  
7 EASTERN DISTRICT OF CALIFORNIA  
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9 TONY XAVIER HOUSTON,

10 Plaintiff,

11 v.

12 NORTH KERN STATE PRISON, et al.,

13 Defendants.  
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1:21-cv-00953-GSA (PC)

**ORDER TO SUBMIT APPLICATION  
TO PROCEED IN FORMA PAUPERIS ON  
COURT'S FORM OR PAY FILING FEE  
WITHIN 45 DAYS**

15 Plaintiff is a state prisoner proceeding *pro se* in a civil rights action pursuant to 42 U.S.C.  
16 § 1983. Plaintiff has not paid the \$402.00 filing fee, or submitted an application on the court's  
17 form to proceed *in forma pauperis* pursuant to 28 U.S.C. § 1915.

18 Accordingly, IT IS HEREBY ORDERED that:

19 Within forty-five (45) days of the date of service of this order, plaintiff shall submit the  
20 attached application to proceed *in forma pauperis*, completed and signed, or in the alternative,  
21 pay the \$402.00 filing fee for this action. **No requests for extension will be granted without a**  
22 **showing of good cause. Failure to comply with this order will result in dismissal of this**  
23 **action.**

24 IT IS SO ORDERED.

25 Dated: June 25, 2021

26 /s/ Gary S. Austin  
27 UNITED STATES MAGISTRATE JUDGE  
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